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11 *Attorneys for Plaintiff, The Bank of New York Mellon f/k/a The Bank of New York as Trustee for*  
12 *the Holders of the SAMI II Trust 2006-AR7*

13 **UNITED STATES DISTRICT COURT**  
14 **DISTRICT OF NEVADA**

15 THE BANK OF NEW YORK MELLON  
16 F/K/A THE BANK OF NEW YORK, AS  
17 TRUSTEE FOR THE HOLDERS OF THE  
18 SAMI II TRUST 2006-AR7,

19 Plaintiff,

20 vs.

21 FIDELITY NATIONAL TITLE  
22 INSURANCE COMPANY, AS SUCCESSOR  
23 TO UNITED CAPITAL TITLE INSURANCE  
24 COMPANY; DOES I THROUGH X; AND  
25 ROE CORPORATIONS I THROUGH X,

26 Defendants.

Case No.: 2:20-cv-02124-ART-BNW

**STIPULATION AND ORDER TO  
EXTEND DEADLINE TO CONTINUE  
STAY, OR IN THE ALTERNATIVE,  
FILE A PROPOSED DISCOVERY PLAN**

**(Second Request)**

27 Plaintiff, The Bank of New York Mellon f/k/a The Bank of New York as Trustee for the  
28 Holders of the SAMI II Trust 2006-AR7 (“BONY”) and Defendant, Fidelity National Title  
Insurance Company, as successor to United Capital Title Insurance Company (“Fidelity”), by and  
through their undersigned counsel, stipulate and agree as follows:

1. On March 11, 2021, BONY filed its Amended Complaint against Fidelity [ECF  
No. 19];

2. Thereafter, on May 2, 2022, the Court ordered that the stay in the instant action  
shall be extended six (6) months, through October 28, 2022 [ECF No. 51]. The Court ordered the  
Parties to file a Joint Status Report by October 21, 2022. *Id.*;

3. On October 21, 2022, the Parties filed a Joint Status Report informing the Court that the Parties are evaluating whether to continue the stay of this case and requesting a thirty (30) day deadline to submit a stipulation or motion to extend the stay, or in the alternative, a new Discovery Plan [ECF No. 53];

4. The Parties are still discussing whether to continue the stay of this case and are requesting an additional thirty (30) days, through and including January 20, 2023, to file their stipulation or motion to extend the stay, or in the alternative, a new Discovery Plan;

5. Counsel for Fidelity does not oppose the requested extension;

6. This is the second request for an extension which is made in good faith and not for purposes of delay.

**IT IS SO STIPULATED.**

DATED this 21<sup>st</sup> day of December, 2022.

DATED this 21<sup>st</sup> day of December, 2022.

WRIGHT, FINLAY & ZAK, LLP

SINCLAIR BRAUN LLP

/s/ Lindsay D. Dragon, Esq.

/s/ Kevin S. Sinclair, Esq.

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*Attorneys for Defendant, Fidelity National Title*

*York Mellon f/k/a The Bank of New York as*

*Insurance Company, as successor to United*

*Trustee for the Holders of the SAMI II Trust*

*Capital Title Insurance Company*

2006-AR7

**ORDER**

**IT IS SO ORDERED**

**DATED:** 5:35 pm, January 24, 2023



**BRENDA WEKSLER**

**UNITED STATES MAGISTRATE JUDGE**